

Appl. No.: 10/033,715  
Amdt. Dated: 10/18/2005  
Off. Act. Dated: 10/06/2005

### **REMARKS/ARGUMENTS**

Reconsideration of this application is respectfully requested in view of the discussion presented herein.

1. **Allowance of Claims 1, 3-5, 17 and 19-21.**

The Applicant thanks the Examiner for allowing Claims 1, 3-5, 17 and 19-21.

2. **Rejection of Claims under 35 U.S.C. §112, second paragraph.**

Claims 6, 7, 8-10, 11, 12, 16, 22, 24, 25 and 27 were rejected under 35 U.S.C. §112, second paragraph, for the various reasons stated in the Office Action.

In response, the Applicant has amended Claims 6, 8, 10, 22, 24, 25 and 27 to more clearly describe the location of the asperities that promote field emission of electrons. such amendments are consistent with the portion of the Specification noted by the Examiner in the Office Action. In this process, the lack of antecedent basis indicated by the Examiner with regard to Claim 25 was also addressed.

Additionally, Claim 28 has been canceled since it did not further limit its base claim.

In view of the amendments herein, the Applicant respectfully submits that Claims 6, 7, 8-10, 11, 12, 16, 22, 24, 25 and 27 are in a condition for allowance.

3. **Amendments Made Without Prejudice or Estoppel.**

Notwithstanding the amendments made and accompanying traversing remarks provided above, that Applicant has made these amendments in order expedite allowance of the currently pending subject matter. However, the Applicant does not acquiesce in the original ground for rejection with respect to the original form of these claims. These amendments have been made without any prejudice, waiver, or estoppel, and without forfeiture or dedication to the public, with respect to the original subject matter of the claims as originally filed or in their form immediately preceding these amendments. The Applicant reserves the right to pursue the original scope of these claims in the future, such as through continuation practice for example.

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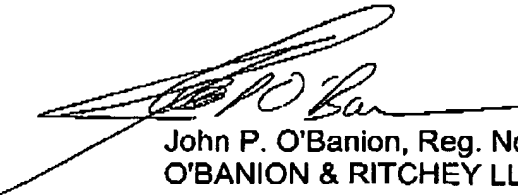
4. Conclusion.

Based on the foregoing, the Applicant respectfully requests that the various grounds for rejection in the Office Action be reconsidered and withdrawn with respect to the presently amended form of the claims, and that a Notice of Allowance be issued for the present application to pass to issuance.

In the event any further matters remain at issue with respect to the present application, The Applicant respectfully requests that the Examiner please contact the undersigned below at the telephone number indicated in order to discuss such matter prior to the next action on the merits of this application.

Date: 10/18/05

Respectfully submitted,



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